

**MADRID AGREEMENT AND PROTOCOL
PROVISIONAL REFUSAL OF PROTECTION
Rule 17(1)**

I.	Office making the notification: National Center for Patents and Information of the Republic of Tajikistan Dushanbe 14a Ayni street.
II.	Number of the international registration: 1 339 972
III.	Name of the holder (or other indication enabling the identity of the international registration to be confirmed): Apple Inc. 1 Infinite Loop Cupertino CA 95014 (US)
IV.	☒ ☐ ☐ Provisional refusal based on an <i>ex officio</i> examination Provisional refusal based on an opposition Provisional refusal based on both an <i>ex officio</i> examination and an opposition¹
V.	☒ ☐ Provisional refusal for all the goods and/or services Provisional refusal for some of the goods and/or services: [followed by an indication of the goods and/or services which are affected or are not affected]
VI.	Grounds for refusal [(where applicable, see item VII)]: The sign shall not be registered because it's confusingly similar to trademarks of another person protected in the Republic of Tajikistan with an earlier priority.
VII.	Information relating to an earlier mark : (i) Filing date and number, and, if any, priority date: 09.08.1994 Registration date and number (if available): IR 179 219 Name and address of the owner: Kodak GmbH Hedelfinger Strasse 60 70327 Stuttgart (DE) Reproduction of the mark: Retina List of all or relevant goods and/or services: 09 Appareils, instruments et ustensiles optiques, cinematographiques et photographiques, c'est-à-dire chambres de prise de vues de toutes sortes, chambres stéréoscopiques, chambres de reproduction, de panorama, de photomicrographie, de prise de vues en couleurs, d'enregistrement de sons, dispositifs pour filmer les titres, appareils de projection fixe et animée et leurs parties, agrandisseurs, appareils parlants additionnels, mécanismes d'entraînement intermittent du film, objectifs, écrans optiques et photographiques, lentilles,

bonnettes écran, obturateurs, viseurs, télémètres, magasins, bobines, porte-films, pieds; accessoires photographiques, radiographiques et cinématographiques, c'est-à-dire lampes à lumière-éclair, réflecteurs, photomètres, tableaux de pose, loupes pour mise au point, écrans de projection, écrans inactiniques, thermomètres, crampons pour pellicules, cuves, appareils pour le lavage, sècheuses, tireuses, glaceuses, dispositifs retouche, coupe-épreuves, pellicules positives pour projection.

VIII. Corresponding essential provisions of the applicable law [(see text under XII)]:
Article 9.1 of the Law of the Republic of Tajikistan on Trademarks and service marks.

IX. Information relating to subsequent procedure:

(i) Time limit for requesting review or appeal:

In the event of disagreement of the applicant with the examiner's decision, he shall have the right, within two month of the date of receipt of the decision from International Bureau, to file with the Patent Office a request for reexamination.

(ii) Authority to which such request for review or appeal should be made:

National Center for Patents and Information of the Republic of Tajikistan.

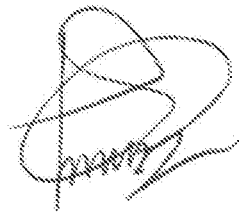
(iii) Indications concerning the appointment of a representative:

<http://www.ncpi.tj/index2.php?show=patentnie-poverennie&lang=ru&mId=34>

X. Date of the notification of provisional refusal: **27.03.2018**

XI. Signature or official seal of the Office making the notification:

**Head of Division of
international registration
of trademarks
Mr. P. Miraliev**



XII. Corresponding essential provisions of the applicable law:

Article 9. Other grounds for denial of registration.

The following designations shall not be registered as trademarks if they are identical with or confusingly similar to:

- **trademarks of other persons, applied for registration (provided applications for them have not been withdrawn) or protected in the Republic of Tajikistan by virtue of an international treaty recognized by the Republic of Tajikistan, in respect of similar goods and with an earlier priority;**

[...]